

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77427 of 2025

Arising Out of PS. Case No.-178 Year-2025 Thana- FATEHPUR District- Gaya

Rohit Paswan @ Rohit Kumar @ Priyatam Kumar Son of Mosafir Paswan
R/o Village - Lodhway, P.S.- Fatehpur, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-02-2026 Heard learned counsel for the petitioner and Mr.
Chandra Bhushan Prasad, learned APP for the State.

2. Petitioner apprehends his arrest in a case registered for the offences punishable under Sections 190, 191(2), 126(2), 117(2), 115(2), 109, 303(2) and 351(2) of B.N.S., 2023.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and the informant alleges that he was intercepted by the accused persons including the petitioner and was pulled down from his Scooty. Further, petitioner assaulted him by butt of pistol causing injury on head while other accused assaulted him by *Lathi* causing injury on head and hand and someone snatched Rs.8,600/- from his pocket.

4. Learned counsel for the petitioner submits that



petitioner has been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the FIR, it would manifest that the case has not been instituted under the Arms Act. It is also submitted that though there is allegation of assault against this petitioner of assaulting the informant by butt of pistol but then the blow is not alleged to have been repeated and the injury suffered by the injured has been opined to be simple in nature, as would manifest from the supplementary injury report, annexed as Annexure-P/4 to the instant anticipatory bail application at page-24. It is next submitted that petitioner will not abscond rather will cooperate in the investigation to prove his innocence. It is also submitted that petitioner is not a criminal.

5. Learned APP opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioner, let petitioner, above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case



is pending/Successor Court in connection with Fatehpur P.S.
Case No.178 of 2025, subject to the conditions as laid down
under Section 482(2) of B.N.S.S.

7. However, it is made clear that in the event, if any
application is filed by the Investigating Officer before the
learned Trial Court bringing to its notice that petitioner, despite
giving assurance to this Court, is not cooperating in the
investigation, the learned Trial Court shall be at liberty to cancel
the bail bonds of the petitioner after recording reasons.

8. Let a copy of this order be sent to the concerned
police station through the learned Trial Court.

(Satyavrat Verma, J)

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